

UNITED STATES DISTRICT COURT
for the

District of South Carolina

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|--|---|-----------------------------------|
| United States of America |) | Case No: <u>4:09-73-019 (TLW)</u> |
| |) | USM No: <u>18112-171</u> |
| -versus- |) | <u>Pro se</u> |
| |) | Defendant's Attorney |
| Michael Hayward |) | |
| |) | |
| Date of Previous Judgment: <u>June 11, 2010</u> |) | |
| (Use Date of Last Amended Judgment if Applicable |) | |

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG § 1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is DENIED (Doc. # 1030). This case does not qualify because the Chapter Four Enhancements override Chapter Two. The Defendant is a career offender.

IT IS SO ORDERED.

Order Date: April 9, 2012

s/ Terry L. Wooten
Judge's signature

Effective Date:
(if different from above)

Terry L. Wooten, United States District Judge